IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

ARBITRATION APPLICATION NO. 1 OF 2007

DIRK India Private limited ..Applicants

versus

Maharashtra State Power Generation Company Limited ...Respondents

Mr. M. Tally, instructed by S. Mahomedbhai & Co., for the applicants.
Mr. S.S. Kulkarni for the respondents.

CORAM: **SWATANTER KUMAR, C.J.**

DATE: **JUNE 29, 2007**.

P.C.

The learned counsel for the parties submit that during the pendency of the present petition, they have mutually agreed for disposal of the application in terms of the minutes submitted to the Court and duly signed by the learned counsel appearing for the parties. The terms as stated in the minutes recorded by the Counsel are as under:

" 1. The Hon'ble Mr. Justice B.N. Srikrishna (Retd.), former Judge, Supreme Court of India, the Hon'ble Mr. Justice V.G. Palshikar (Retd.), former Judge, Bombay High Court and the Hon'ble Smt. Justice K.K. Baam (Retd.), former Judge, Bombay High Court are

requested to constitute the Arbitral Tribunal and to enter upon the reference in respect of all the disputes and differences between the Applicants and the Erespondents and being the subject matter of this application.

2. All claims and contentions between the parties are kept open.

3. This order is passed with the consent of parties.

4. All parties and the learned Arbitrators to act on the authenticated copy of the Minutes of the order.

5. No order as to cost".

The application is disposed of in the above terms.

CHIEF JUSTICE